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**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: Q58705

Yoji OKAZAKI, et al.

Appln. No.: 09/659,456

Group Art Unit: 2815

Confirmation No.: 5835

Examiner: Joseph H. Nguyen

Filed: September 11, 2000

For: LASER APPARATUS IN WHICH GaN-BASED COMPOUND SURFACE-EMITTING SEMICONDUCTOR ELEMENT IS EXCITED WITH GaN-BASED COMPOUND SEMICONDUCTOR LASER ELEMENT

**RESPONSE TO NOTIFICATION OF NON-COMPLIANCE WITH THE REQUIREMENTS OF 37 C.F.R. § 1.192(c)**

**MAIL STOP NON-FEE AMENDMENT**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated April 23, 2004, please consider the remarks as submitted herewith on the accompanying pages.

**REMARKS**

Claims 1-58 pending in the present application. Claims 10-27 and 37-54 have been withdrawn from further consideration at this time.

In the Office Action of April 23, 2004, the Examiner states that there are errors in the claims as submitted in the Appendix to the Brief on Appeal of February 12, 2004. However, Applicants respectfully submit that there are no errors in the claims. The claims filed in the Brief